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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

17 OSVALDINA LIMA

Case No. C09-04798-TEH

The Honorable Thelton E. Henderson,  
Courtroom 12

**STIPULATION TO WITHDRAW  
MOTION FOR ATTORNEYS' FEES  
WITHOUT PREJUDICE AND FOR  
CANCELLATION OF NOTICE OF  
PENDENCY**

[Civ. L.R. 7-12]

18 Plaintiff,

19

VS.

WACHOVIA MORTGAGE CORPORATION,  
aka Wachovia Mortgage Federal Savings Bank, a  
Delaware Corporation, CAL-WESTERN  
RECONVEYANCE CORPORATION, a  
California Corporation, and DOES 1 through 20,

Defendants.

## STIPULATION

1. The parties hereby stipulate that the pending motion of defendant Wachovia Mortgage, FSB for an award of attorneys' fees is withdrawn without prejudice.

2. The parties further stipulate that plaintiff shall record a cancellation of the notice of pendency of action in the Alameda County Recorder's Office and shall provide proof of such recording no later than May 31, 2010.

Dated: May 12, 2010

PAUL MCCARTHY

By: /s/ Paul McCarthy  
Paul McCarthy, Esq.  
p\_mccarthy@sbcglobal.net

Attorneys for Plaintiff  
Osvaldina Lima

Dated: May 12, 2010

ANGLIN, FLEWELLING, RASMUSSEN,  
CAMPBELL & TRYTTEN LLP

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Attorneys for Defendant  
Wachovia Mortgage, FSB, formerly known as  
World Savings Bank, FSB, sued as Wachovia  
Mortgage Corporation

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE 05/13/10

**JUDGE OF THE DISTRICT COURT**

